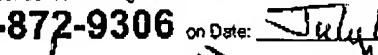


1731

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DATE: 7/15/2004

TO: NAME: USPTO: Examiner Dionne A. Walls
FAX NO: 703-872-9306
FROM: NAME: Sean McDermott
TELEPHONE 832-446-2416 FAX 832-446-2424
NUMBER OF PAGES, INCLUDING COVER: 14 CHARGE NUMBER: 247-0039US

**RE: REPLY TO NON-FINAL OFFICE ACTION DATED
5/20/04**

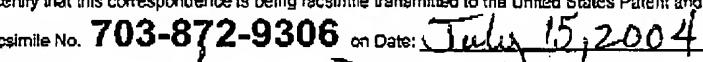
Appl No: 10/714,359
Entitled: Device for Filling a Cigarette Tube with a Metered Amount of Tobacco
Applicant: Larry E. Moser et al.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Larry E. Moser et al.

Serial No.: 10/714,359

Filed: 11/14/2003

For: Device for Filling a
Metered Amount of

CUSTOMER NO. 29855
Group Art Unit: 1731
Examiner: Dionne A. WALLS
Atty. Dkt. No.: 247-0039US
Confirmation No.: 3336

REPLY TO NON-FINAL OFFICE ACTION DATED 05/20/2004

Commissioner for Patents
PO BOX 1450
Alexandria, VA 22313-1450

INTRODUCTORY COMMENTS

The following is in response to the Office Action dated May 20, 2004, for which the three-month shortened statutory period of reply is Aug. 20, 2004. No fees are believed due at this time. The undersigned representative requests any extension of time that may be deemed necessary to further the prosecution of this application. Should any fees be due for any reason, the undersigned representative authorizes the Commissioner to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-1922/247-0039US.

WONG CABELLO LUTSCH RUTHERFORD & BRUCCULERI, LLP

Serial No.: 10/714,359
Reply to Office Action of May 20, 2004**AMENDMENT**

In response to the Office Action dated May 20, 2004, please amend the above-identified application as follows:

- I. **Amendments to the Claims** are reflected in the listing of claims, which begins on page 3 of this paper.
- II. **Remarks In Response to the Office Action** begin on page 12 of this paper.